IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

PATRICK NEAL ANDERSON, :

:

Plaintiff,

:

v. : CIVIL ACTION NO. 11-0056-WS-B

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MICHAEL J. ASTRUE,

Commissioner of Social Security :

:

Defendant.

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and a <u>de novo</u> determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that Defendant's Motion to Dismiss is **GRANTED**, and this action is dismissed with prejudice.

DONE this 9th day of November, 2012.

s/WILLIAM H. STEELE CHIEF UNITED STATES DISTRICT JUDGE